

Marlene Dortch  
Secretary  
Federal Communications Commission  
Washington, DC 20554

Re: WT Docket No. 08-94

Dear Ms. Dortch:

As the BRS/EBS operator in San Juan, Puerto Rico since 1987 (from analog to digital video in 2000 and on to wireless internet access in 2004), we have experienced first hand the frustration of seeing valuable spectrum underutilized due to a complex regulatory scheme and speculative ownership of licenses.

Fortunately, some years back the FCC has started a slow but purposeful regulatory conversion process which paved the way for knowledgeable, committed, proven and capable investors to develop the critical mass and industry momentum required to bring 2.5 GHz mobile broadband to the American people and businesses.

But now that this process is about to yield benefits with the formation of New Clearwire, lawyers are being deployed to slow innovation and free market competition. Ironically, while it once was the fragmented nature of speculative and financially limited license ownership that held back the industry, its is now the nationwide coverage spectrum owner AT&T that carries the threat.

We trust and hope that the FCC will not let this corporate tactic delay any longer the progress the FCC has promoted in getting 2.5 GHz band mobile broadband to American citizens. Now that our nation senses that we are lagging economically and technologically behind European and Asian countries, we need to move forward with initiatives that directly impact the average American person and business in a positive way, not to mention the entire communications economic sector.

With utmost respect we urge you to let competition fly by authorizing the formation of New Clearwire!

Sincerely,

/s/ Jose M Sala

President  
WHTV Corp and BIVA Telecommunications  
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